



COURT

UNITED STATES DISTRICT COURT

COUNTY OF

SOUTHERN DISTRICT OF NEW YORK

NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT E/DOA THE NEW YORK STATE  
DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT, AN OFFICIAL AGENCY WITHIN THE  
ADMINISTRATIVE OFFICES OF THE STATE OF NEW YORK,

Plaintiff(s)

against

MICHAEL NNAMDI STEWART, AN INDIVIDUAL AND MOSAZK, INC., A NORTH CAROLINA  
CORPORATION

Defendant(s)

Index No. 07 CV 03786 (RMB)

**AFFIDAVIT OF  
SERVICE OF ~~SUMMONS~~**  
~~(JUDICIAL OFFICIAL)~~  
SEE ATTACHED RIDER

NORTH CAROLINA  
STATE OF ~~NEW YORK~~ COUNTY OF WAKE

SS: The undersigned, being duly sworn, deposes and says: deponent is not a  
party herein, is over 18 years of age and resides ~~in~~ IN THE STATE OF NORTH CAROLINA

That on 7/10/07

at 5:00 P M., at 4649 VENDUE RANGE DRIVE, RALEIGH, NORTH CAROLINA

deponent served the within ~~summons~~ on

defendant therein named,

SEE ATTACHED RIDER

MICHAEL NNAMDI STEWART

- INDIVIDUAL by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as  
1. ☒ said defendant therein.
- CORPORATION a corporation, by delivering thereat a true copy of each to  
2. ☐ personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and  
knew said individual to be thereof.
- SUITABLE AGE PERSON by delivering thereat a true copy of each to a person of suitable age  
3. ☐ and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.
- AFFIXING TO DOOR, ETC. by affixing a true copy of each to the door of said premises, which is defendant's—actual place of business—dwelling place—  
4. ☐ usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age  
and discretion thereat, having called there

MAILING TO  
RESIDENCE  
USE WITH 1 OR 4

SA. ☐

MAILING TO  
BUSINESS  
USE WITH 3 OR 4

SB. ☐

DESCRIPTION  
USE WITH  
1, 2, OR 3

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to  
defendant at defendant's last known residence, at and deposited  
said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.  
Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly  
addressed to defendant at defendant's actual place of business, at  
in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore  
the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the  
communication was from an attorney or concerned an action against the defendant.

<input checked="" type="checkbox"/> Male	<input type="checkbox"/> White Skin	<input checked="" type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input type="checkbox"/> Female	<input checked="" type="checkbox"/> Black Skin	<input type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input checked="" type="checkbox"/> 21-35 Yrs.	<input type="checkbox"/> 5'0"-5'3"	<input type="checkbox"/> 100-130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Mustache	<input type="checkbox"/> 36-50 Yrs.	<input type="checkbox"/> 5'4"-5'8"	<input type="checkbox"/> 131-160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs.	<input checked="" type="checkbox"/> Over 6'	<input checked="" type="checkbox"/> Over 200 Lbs.

Other identifying features:

USE IN  
BYE CIVIL CT.

☐

MILITARY  
SERVICE

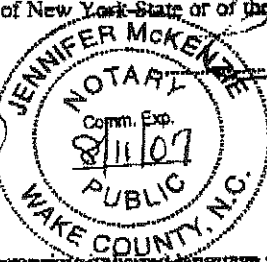
☒

The words "CONSUMER CREDIT TRANSACTION" were prominently displayed at the top of the summons(es) and the additional  
legend was printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f).

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any  
capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of  
my information and the grounds of my belief are the conversations and observations above narrated. Upon information and  
belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either  
the State or in the Federal statutes.

Sworn to before me on  
JULY 13 2007

*Jennifer McKenna*



LAURA ROBERTS

License No. \_\_\_\_\_

INSTRUCTIONS: Check appropriate boxes and fill in blanks. Delete inappropriate language and military service allegation if not applicable.

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SOUTHERN DISTRICT OF NEW YORK

NEW YORK STATE DEPARTMENT OF ECONOMIC  
DEVELOPMENT F/K/A THE NEW YORK STATE  
DEVELOPMENT OF COMMERCE ECONOMIC  
DEVELOPMENT, AN OFFICIAL AGENCY WITHIN  
THE ADMINISTRATIVE OFFICES OF THE STATE  
OF NEW YORK

Plaintiff,

vs.

RIDER TO  
AFFIDAVIT OF  
SERVICE

MICHAEL NNAMDI STEWART, AN INDIVIDUAL AND  
MOSAYK, INC., A NORTH CAROLINA CORPORATION

Defendants.

List Of Documents Served:

- Order To Show Cause;
- [Proposed] Final Judgment Under Default And Order For Reversal Of T.T.A.B. Decision, Permanent Injunction, Damages, And Award Of Attorneys' Fees And Costs;
- Affidavit Of Daniel I. Schloss In Support Of Order To Show Cause With Exhibits